

The Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,
v.
DOUGLAS BLOUIN,
Defendant.

NO. CR16-307TSZ

DISCOVERY PROTECTIVE ORDER

DOUGLAS BLOUIN

Defendant.

16 This matter, having come to the Court's attention on the parties' Stipulation for
17 Entry of a Discovery Protective Order, docket no. 42, and the Court, having considered
18 the motion, and being fully advised in this matter, hereby enters the following

DISCOVERY PROTECTIVE ORDER:

20 1. This Order governs all discovery material in any format (written or
21 electronic) that is produced by the government in discovery in the above captioned case
22 and is identified or marked as “Protected Material” or “LE Sensitive Material.”

23 2. Possession of copies of Protected Material is limited to the defense
24 attorneys of record, members of the defense team employed by the Office of the Federal
25 Defender, and the following expert retained to assist the defense: Terry Lahman
26 (collectively the “defense team”).

27 3. The defense team may review Protected Material with the defendant but
28 may not give a copy of any Protected Material to the defendant or any other party not a

1 member of the defense team. The defendant and members of the defense team shall not
2 disclose the content of any Protected Material to any person who is not a member of the
3 defense team.

4 4. The government will make LE Sensitive Material available to the defense
5 team for inspection and review at a government facility. Members of the defense team
6 are not entitled to have copies of LE Sensitive Material but may take notes during their
7 review of this material. Any such notes shall be treated as Protected Material and shall
8 be subject to the restrictions imposed on Protected Material by this Order. The defense
9 team may discuss the content of any LE Sensitive Material with the defendant. However,
10 the defendant and members of the defense team shall not disclose the content of any LE
11 Sensitive Material to anyone who is not a member of the defense team.

12 5. Nothing in this Order should be construed as imposing any discovery
13 obligations on the government or the defendant that are different from those imposed by
14 case law, Rule 16 of the Federal Rules of Criminal Procedure, and the Local Criminal
15 Rules.

16 6. Any Protected Material or LE Sensitive Material, or information contained
17 therein, filed with the Court in connection with pre-trial motions, trial, sentencing, or
18 other matter before this Court, shall be filed under seal and shall remain sealed until
19 otherwise ordered by this Court. This does not entitle either party to seal their filings as a
20 matter of course, however. The parties are required to comply in all respects to the
21 relevant local and federal rules of criminal procedure pertaining to the sealing of court
22 documents.

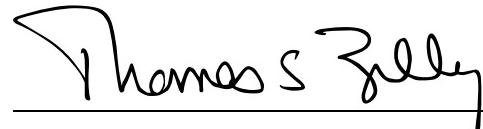
23 7. The provisions of this Order shall not terminate at the conclusion of this
24 prosecution.

25 8. Upon the termination of this case, any Protected Material (or copies
26 thereof), or information contained therein, in the possession of the defense team shall be
27 destroyed or returned to the United States.

1 9. Any violation of any term or condition of this Order by the defendant, his
2 attorney(s) of record, or any member of the defense team, is punishable by contempt of
3 court, and/or may be subject to monetary or other sanctions as deemed appropriate by this
4 Court.

5 10. If the defendant violates any term or condition of this Order, the United
6 States reserves its right to seek a sentencing enhancement for obstruction of justice, or to
7 file any criminal charges relating to the defendant's violation.

8 DATED this 28th day of April, 2017.
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10 Thomas S. Zilly
11 United States District Judge
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Presented By:

/s/ Matthew P. Hampton
MATTHEW P. HAMPTON
Assistant United States Attorney

/s/ Mohammad Hamoudi
MOHAMMAD ALI HAMOUDI
Attorney for Douglas Blouin